



February 22, 2006

ENGROSSED SENATE BILL No. 284

DIGEST OF SB 284 (Updated February 21, 2006 1:31 pm - DI 77)

Citations Affected: IC 16-18; IC 16-19; IC 16-42.

Synopsis: Statewide trauma system and food establishments. Establishes the state department of health as the lead agency for the development and implementation of a statewide trauma system, and authorizes the state department to adopt rules concerning the trauma system. Provides that an organization that is exempt from the state gross retail tax is exempt from the food establishment requirements if the organization does not have paid staff whose primary responsibility is to prepare and serve food.

Effective: July 1, 2006.

**Wyss, Broden, Breaux, Tallian,
Skinner**

(HOUSE SPONSORS — BROWN T, BROWN C)

January 9, 2006, read first time and referred to Committee on Health and Provider Services.

January 26, 2006, amended, reported favorably — Do Pass.

January 30, 2006, read second time, ordered engrossed. Engrossed.

February 2, 2006, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 7, 2006, read first time and referred to Committee on Public Health.

February 21, 2006, amended, reported — Do Pass.

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ES 284—LS 6776/DI 104+



February 22, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 284

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 16-18-2-354.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2006]: **Sec. 354.5. "Trauma care", for**
4 **purposes of IC 16-19-3-28, means the assessment, diagnosis,**
5 **transportation, treatment, or rehabilitation by a health care**
6 **provider of an acute bodily injury that requires immediate**
7 **intervention to prevent the loss of life or a serious impairment of**
8 **a body function or part.**
9 SECTION 2. IC 16-19-3-28 IS ADDED TO THE INDIANA CODE
10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
11 1, 2006]: **Sec. 28. (a) The state department is the lead agency for the**
12 **development, implementation, and oversight of a statewide**
13 **comprehensive trauma care system to prevent injuries, save lives,**
14 **and improve the care and outcome of individuals injured in**
15 **Indiana.**
16 **(b) The state department may adopt rules under IC 4-22-2**
17 **concerning the development and implementation of the following:**

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1 **(1) A state trauma registry.**

2 **(2) Standards and procedures for trauma care level**
 3 **designation of hospitals.**

4 SECTION 3. IC 16-42-5-4 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 4. (a) An organization
 6 that is exempt from the state gross retail tax under
 7 IC 6-2.5-5-21(b)(1)(B), IC 6-2.5-5-21(b)(1)(C), or
 8 IC 6-2.5-5-21(b)(1)(D) and that offers food for sale to the final
 9 consumer at an event held for the benefit of the organization is exempt
 10 from complying with the requirements of this chapter that may be
 11 imposed upon the sale of food at that event if the following conditions
 12 are met:

13 (1) Members of the organization prepare the food that will be
 14 sold:

15 (2) Events conducted by the organization under this section take
 16 place for not more than thirty (30) days in a calendar year:

17 (3) The name of each member who has prepared a food item is
 18 attached to the container in which the food item has been placed:
 19 **organization does not have any paid staff whose primary**
 20 **responsibility is to prepare and serve food to the public at the**
 21 **event.**

22 (b) This section does not prohibit an exempted organization from
 23 waiving the exemption and applying for a license under this chapter.

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SENATE MOTION

Madam President: I move that Senator Breaux be added as coauthor of Senate Bill 284.

WYSS

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 284, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, delete lines 4 through 5.

and when so amended that said bill do pass.

(Reference is to SB 284 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 9, Nays 0.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Engrossed Senate Bill 284.

WYSS

SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Engrossed Senate Bill 284.

WYSS



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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 284, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, after line 3, begin a new paragraph and insert:

"SECTION 3. IC 16-42-5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 4. (a) An organization that is exempt from the state gross retail tax under IC 6-2.5-5-21(b)(1)(B), IC 6-2.5-5-21(b)(1)(C), or IC 6-2.5-5-21(b)(1)(D) and that offers food for sale to the final consumer at an event held for the benefit of the organization is exempt from complying with the requirements of this chapter that may be imposed upon the sale of food at that event if the following conditions are met:

(1) ~~Members of the organization prepare the food that will be sold:~~

(2) ~~Events conducted by the organization under this section take place for not more than thirty (30) days in a calendar year.~~

(3) ~~The name of each member who has prepared a food item is attached to the container in which the food item has been placed:~~
organization does not have any paid staff whose primary responsibility is to prepare and serve food to the public at the event.

(b) This section does not prohibit an exempted organization from waiving the exemption and applying for a license under this chapter.". and when so amended that said bill do pass.

(Reference is to SB 284 as printed January 27, 2006.)

BROWN T, Chair

Committee Vote: yeas 8, nays 0.

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